

Exhibit 3

The City of New York, et al., v. Abbott Laboratories, Inc., et al.
Civil Action No. 01-12257-PBS

Exhibit to the November 25, 2009, Supplemental Brief of United States
On the Federal Upper Limit

08/21/2001

Federal Upper Limit System

Product Group : 1067
 Strengths : 100MG
 Routes : ORAL
 Ingredients : METOPROLOL TARTRATE

Package Size : 100
 Dosage : TABLET
 Exclusion Code :

Excl CD	Direct Price	AWP	WAC	SRCE CD	NDC Number	Company Name
	0.00000	0.65400	0.00000	M	00904/7947/60	MAJOR PHARMACEUTICALS
	0.00000	0.65400	0.00000	M	00904/7773/60	MAJOR PHARMACEUTICALS
	0.00000	0.65400	0.00180	B	00904/7947/60	MAJOR PHARMACEUTICALS
	0.00000	0.65400	0.06180	R	00904/7947/60	MAJOR PHARMACEUTICALS
	0.00000	0.65400	0.16480	R	00904/7773/60	MAJOR PHARMACEUTICALS
	0.00000	0.65400	0.21110	B	00904/7773/60	MAJOR PHARMACEUTICALS
	0.00000	0.67410	0.00000	B	55370/0821/07	MOVA LABORATORIES INC.
	0.00000	0.67860	0.00000	B	00603/4628/21	QUALITEST PRODUCTS, INC.
	0.00000	0.67860	0.00000	M	00603/4628/21	QUALITEST PRODUCTS, INC.
	0.00000	0.67860	0.00000	R	00603/4628/21	QUALITEST PRODUCTS, INC.
	0.00000	0.69750	0.00000	M	00093/0734/01	TEVA PHARMACEUTICALS USA, INC.
	0.00000	0.69750	0.00000	R	00093/0734/01	TEVA PHARMACEUTICALS USA, INC.
	0.00000	0.73850	0.00000	B	64376/0503/01	BOCA PHARMACAL, INC.
	0.00000	0.73850	0.00000	M	57664/0167/08	CARACO PHARMACEUTICAL LABORATO
	0.00000	0.73850	0.00000	M	64376/0503/01	BOCA PHARMACAL, INC.
	0.00000	0.73850	0.05690	B	57664/0167/08	CARACO PHARMACEUTICAL LABORATO
	0.00000	0.73850	0.05690	R	57664/0167/08	CARACO PHARMACEUTICAL LABORATO
	0.00000	0.73900	0.00000	M	00781/1228/01	GENEVA PHARMACEUTICALS, INC.
	0.00000	0.73900	0.00440	R	00781/1228/01	GENEVA PHARMACEUTICALS, INC.
	0.00000	0.76300	0.00000	M	00677/1483/01	UNITED RESEARCH LABORATORIES
	0.00000	0.76300	0.00000	M	53489/0367/01	MUTUAL PHARMACEUTICAL COMPANY
	0.00000	0.76300	0.00090	B	53489/0367/01	MUTUAL PHARMACEUTICAL COMPANY
	0.00000	0.76300	0.00090	R	00677/1483/01	UNITED RESEARCH LABORATORIES
	0.00000	0.76300	0.00090	R	53489/0367/01	MUTUAL PHARMACEUTICAL COMPANY
	0.00000	0.76300	0.08600	B	00677/1483/01	UNITED RESEARCH LABORATORIES
	0.00000	0.80100	0.00000	B	52544/0463/01	WATSON PHARMACEUTICALS
	0.00000	0.80100	0.00000	M	00378/0047/01	MYLAN PHARMACEUTICALS, INC.
	0.00000	0.80100	0.00000	M	52544/0463/01	WATSON PHARMACEUTICALS
	0.00000	0.80100	0.00000	R	00378/0047/01	MYLAN PHARMACEUTICALS, INC.
	0.00000	0.80100	0.00000	R	52544/0463/01	WATSON PHARMACEUTICALS
	0.00000	0.80100	0.07250	B	00378/0047/01	MYLAN PHARMACEUTICALS, INC.
	0.00000	0.94280	0.00000	M	00186/1092/05	ASTRA PHARMACEUTICALS L.P.
	0.00000	0.94280	0.78370	R	00186/1092/05	ASTRA PHARMACEUTICALS L.P.
	0.00000	0.94280	0.78570	B	00186/1092/05	ASTRA PHARMACEUTICALS L.P.
	0.00000	1.15260	0.00000	M	00028/0071/01	NOVARTIS PHARMACEUTICALS
	0.00000	1.15260	0.00050	B	00028/0071/01	NOVARTIS PHARMACEUTICALS
	0.00000	1.15260	0.06050	R	00028/0071/01	NOVARTIS PHARMACEUTICALS
	0.00000	0.73900	0.05440	B	00781/1228/01	GENEVA PHARMACEUTICALS, INC.
	0.10500	0.69750	0.09880	B	00093/0734/01	TEVA PHARMACEUTICALS USA, INC.
	0.55070	0.65400	0.00000	M	59772/3693/02	APOTHECON INC
	0.55070	0.65400	0.52320	B	59772/3693/02	APOTHECON INC
	0.55070	0.65400	0.52320	R	59772/3693/02	APOTHECON INC

Not in stock
 soon
 due

(Yes)
 call
 discontinued
 (they no longer
 manufacture)

FULs Price : .0816
 Percent Difference : -36.74
 High Price : 1.15260

Prior FULs Price : .1290
 Source Code : R
 Low Price : .05440

8/22 - full looks ok - 4 WACs all less than our price

.05140 (General NDC) B
 .05140 (WAC) B
 X 150
 .0816
 New Full

10/17/01
 .0609
 X 150.70
 .0914
 New Full
 Seg

Metoprolol 100 mg (01/22/02 – 10/27/04)

Base Price [FUL (\$0.0914) ÷ 150%] = \$0.0609

Published Compendia Prices Based on April 2001

Company	NDC	Price Type	Published Price	Implied FUL	Company	NDC	Price Type	Published Price	Implied FUL
Novartis	00028007161	AWP	1.2097	1.8146	Geneva	00781122813	DIR	0.3811	0.5717
Novartis	00028007101 00078045905	AWP	1.1526	1.7289	Geneva	00781122813	WAC	0.3562	0.5343
Novartis	00028007161	WAC	1.0081	1.5122	Geneva	00781122813	WAC	0.318	0.477
Novartis	00028007101 00078045905	WAC	0.9605	1.4408	Major	00904777361	WAC	0.1695	0.2543
UDL	51079080220	AWP	0.825	1.2375	Physicians	54868299002	AWP	0.1685	0.2528
Geneva	00781122813	AWP	0.8065	1.2098	Teva*	55953073440	WAC	0.156	0.234
Watson	52544046301 00591046301	AWP	0.801	1.2015	Physicians	54868299002	AWP	0.1422	0.2133
Mylan	00378004701	AWP	0.801	1.2015	Medirex	57480080301	WAC	0.1213	0.182
Teva*	00093073401	AWP	0.801	1.2015	UDL	51079080220	WAC	0.1133	0.17
Major	00904777361	AWP	0.79	1.185	Teva*	00093073401	DIR	0.105	0.1575
Medirex	57480080301	AWP	0.78	1.17	Physicians	54868299002	AWP	0.0993	0.149
United Research	00677148301	AWP	0.763	1.1445	Teva*	00093073401	WAC	0.0988	0.1482
Mutual	53489036701	AWP	0.763	1.1445	United Research	00677148301	WAC	0.086	0.129
Sandoz	00781122801	AWP	0.7399	1.1099	Teva*	00093073401	DIR	0.0843	0.1265
Boca	64376050301	AWP	0.7385	1.1078	Teva*	00093073401	WAC	0.0794	0.1191
Caraco	57664016708	AWP	0.7385	1.1078	Mylan	00378004701	WAC	0.0725	0.1088
Teva*	00093073401	AWP	0.6975	1.0463	Sandoz	00781122801	DIR	0.0652	0.0978
Qualitest	00603462821	AWP	0.6786	1.0179	Major	00904794760	WAC	0.0618	0.0927
UDL	51079080220	DIR	0.66	0.99	United Research	00677148301	WAC	0.0609	0.0914
Geneva	59772369302	AWP	0.654	0.981	Mutual	53489036701	WAC	0.0609	0.0914
Major	00904794760	AWP	0.654	0.981	Caraco	57664016708	WAC	0.0569	0.0854
Teva*	55953073440	AWP	0.6275	0.9413	Geneva	00781137201	WAC	0.0544	0.0816
Geneva	59772369302	DIR	0.5507	0.8261	Sandoz	00781122801	WAC	0.0544	0.0816
Geneva	59772369302	WAC	0.5232	0.7848	Watson	00591046301	WAC	0.046	0.069